

REFUSE STORAGE; COLLECTION AND DISPOSAL

CHAPTER 13A

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REFUSE STORAGE; COLLECTION & DISPOSAL

Article 1. IN GENERAL

Sec. 13A-1 Purpose. The purpose of this Chapter is to provide regulations for the sanitary and effective storage, collection and disposal of refuse in the Town of Vienna, Virginia.

Sec. 13A-2 Definitions. For the purposes of this Chapter, the following words and phrases shall have the meaning respectively ascribed to them by this Section.

Director. Director of Public Works for the Town of Vienna, Va. unless other wise stated.

Garbage. Putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

Person. Any person, firm, partnership, association, corporation, company or organization of any kind.

Private Collectors. Persons engaged in the collection and transportation of refuse from commercial, industrial, institutional or other establishments for compensation.

Refuse. All putrescible and nonputrescible solid wastes of the Town including trash, garbage, ashes, rubbish, street cleanings and solid wastes generated from manufacturing, industrial, commercial and agricultural activities and any other business or profession.

Rubbish. Nonputrescible solid wastes, consisting of both combustible and non-combustible wastes.

Special pickup. Separate pickup made by the Town for refuse which is too large or bulky for normal pickup.

Spring and Fall Cleanup. Town sponsored week-long cleanup in the Spring and Fall, specific dates as set by the Director. During these periods large discarded items, yard litter, etc. are picked up by the Town with no extra charge.

Storage Area. An enclosed area on private property of commercial, industrial, institutional or other establishment used for the storage of rubbish.

Town. The Town of Vienna, Virginia.

Town Collectors. Persons employed by the Town engaged in the collection and transporting of refuse in residential areas.

Town Manager. The Manager of the Town of Vienna, Virginia.
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Sec. 13A-3. Authority to Administer. The Director of Public Works is hereby delegated authority to administer this Chapter and to issue supplementary rules and regulations that are in support of, and not in conflict with, the provisions of this Chapter. Said supplemental rules and regulations shall have the same force and effect as if fully set forth herein.

ARTICLE 2. STANDARDS AND REGULATIONS

Sec. 13A-4 Residential Refuse

a. Except as otherwise provided herein, refuse shall be stored in watertight metal or non-breakable plastic cans, equipped with handles and tight fitting covers. Cans shall have a maximum capacity of 31 gallons. Plastic bags with a minimum thickness of 3 mil may be substituted for the cans. Said plastic bags must be filled in such a manner as to prevent ripping or tearing of bags and must be tightly secured at the top.

b. Exceptions:

1. Grass clippings, leaves, and cold ashes should be placed in cardboard containers or plastic bags next to the cans or refuse bags.

2. Tree trimmings, with a maximum diameter of one and one-half (1 1/2) inches, bushes and brush must be tied securely in bundles of not more than four (4) feet in length.

3. Clean newspapers, excluding magazines, shall be separated from the remaining refuse and securely tied in bundles or placed in paper bags. Newspapers shall be placed at the curb or street line by 7:00 a.m. on the specified date. Failure to segregate newspapers can result in the termination of refuse service. (Amend. 10-7-74)

4. Refuse collected during the Spring and Fall cleanup which is too large or bulky for containers may be placed next to the cans or bags.

5. Arrangements may be made with the Department of Public Works for a special pickup of refuse which is too large or bulky for normal pickup. This refuse may be placed as specified by the Director of Public Works. There will be a separate charge for each such special pickup.

c. All refuse shall be placed at the curb line by 7.00 a.m. Cans must be tightly covered. Plastic bags must be securely tied. Refuse shall not be placed on the sidewalk or on any portion of a street right-of-way where it will interfere with traffic. Cans shall be removed from the curb line as soon as possible after trash pickup and shall be stored behind the front line of the building.

d. Defective trash cans will be tagged by Town collectors indicating that they are no

longer suitable for use. These will be removed if left in an upside down position at curbside.

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Sec. 13A-5 Commercial Refuse

a. Each business establishment shall be equipped with adequate refuse containers or storage areas. All containers, except those for storage of bulky refuse, shall be vermin and water proof, of non-corrosive material and equipped with tight lids which shall be kept closed at all times except when filling or emptying the container.

b. Containers and storage areas shall be emptied regularly and cleaned sufficiently often to keep them free of obnoxious odors and vermin.

c. All storage areas shall be enclosed by adequate walls or opaque fencing and shall be well drained and fully accessible to collection equipment and to public health inspection and fire inspection personnel. Said areas shall protect refuse from dispersal by wind or otherwise and must be kept free of litter and refuse overflow.

Sec. 13A-6 Prohibited Activities.

a. It shall be unlawful to place refuse in any street, alley, public or private place unless placed in proper containers or storage areas for collection.

b. It shall be unlawful to accumulate refuse on either residential or commercial properties, except in approved containers or storage areas.

c. It shall be unlawful to place any refuse in a manner where it may be scattered by the elements.

Article 3. COLLECTIONSec. 13A-7 Residential.

Single-family residential refuse shall be collected by the Town. The Director of Public Works shall establish routes and schedules. Residents will be advised in writing of any schedule change, provided, however, that any temporary interruption or change of procedure will be publicized through available news media. The Director may cancel pickup without notice during inclement weather or in case of emergency.

Sec. 13A-8 Commercial.

All business and commercial establishments, including multi-family residences, shall make their own arrangements for refuse removal. Provided, however, that clean newspapers from multi-family residences may be separated from the remainder of the refuse and placed at a collection point specified by the Director of Public Works for removal by the Town. (Amend. 10-

7-74)

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Sec. 13A-9 Private Collector.

- a. Private collectors who wish to engage in collection of refuse in the Town must obtain a Town permit from the Director of Public Works.
- b. Applications for permits for private collectors shall be made to the Director. After approval by the Director, an annual permit fee in the amount determined by the Vienna Town Council shall be paid to the Director of Finance or his authorized representative. Permits shall not be issued unless the minimum standards as provided by this Chapter are met.
- c. Permits shall expire one year from date of issue and may be reissued for one year by the Director if he determines there has been compliance with the provisions of this Chapter. Permits may be transferred with the consent of the Director.
- d. The permit or a photostatic copy thereof shall be carried in the cab of each collection vehicle while operating in the Town.
- e. Private collectors or private citizens shall not be permitted to collect newspapers from residential areas without the express written authority of the Director of Public Works. (Amend. 10-7-74)

Sec. 13A-10 Vehicle Requirements.

All vehicles to be used in the collection of refuse shall be kept and maintained in a clean and sanitary condition, and shall be so constructed, maintained and operated as to prevent spillage of the type of refuse to be collected therein. All vehicles to be used in the collection of garbage or combined refuse shall be constructed and maintained with water-tight bodies and with covers of metallic or other rigid, impervious material or in the alternative, the entire bodies thereof shall be enclosed with only loading hoppers exposed; provided, that special vehicles used in new or experimental methods of refuse collection may be permitted by the Director in writing.

Sec. 13A-11 Authority With Respect to Private Collector Permits.

- a. The Director may refuse to issue or renew, or he may revoke or suspend any permit upon a finding, after proper written notice, that the holder of such permit, or applicant therefor, has violated this Chapter.
- b. Any refusal to issue or renew, or any suspension or revocation of private collector permits shall be in writing, and be mailed or delivered to the address shown on the application. Any such revocation or suspension shall remain in effect until necessary corrections are made.

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c. The Town Manager may hear testimony and decide all appeals. Any person aggrieved by the issuance, denial, renewal, suspension, revocation or other order of the Director may appeal to the Town Manager within 10 days. The Town Manager may affirm, modify or reverse the order of the Director. Such appeal shall not stay execution of order unless the Town Manager, upon application, shall grant a stay.

Sec. 13A-12 Regulation of Vehicles Not Covered by This Article.

Any vehicles used for the transportation of refuse in or through the Town which is not subject to the licensing provisions of this Article shall transport the refuse in such a manner as not to create a nuisance or adversely affect public health. The refuse shall not be spilled, dumped or thrown onto any street, court, lane, alley, sewer inlet or vacant lot. Liquid or semi-liquid refuse, when hauled in non-watertight bodies, shall be carried in watertight containers. Adequate provisions shall be made to prevent loose material from blowing.

Sec. 13A-13 Penalty for Violation of Article.

Any person who violates any provision of this Article, by doing a prohibited act, or failing to perform a required act or failing to perform permitted acts in the prescribed manner, shall be deemed guilty of a misdemeanor, and shall, upon conviction be punishable by a fine of not less than \$100 or not more than \$300 or 30 days in jail, or both. Each day during which a violation of this Article continues shall constitute a separate offense and be so punishable.

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